

# STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION  
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INDIANAPOLIS, INDIANA 46204-2764

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VERIFIED PETITION OF PSI ENERGY, INC. FOR )  
APPROVAL OF CERTAIN CLEAN COAL AND )  
ENERGY PROJECTS, FOR APPROVAL OF A RATE )  
ADJUSTMENT TRACKING MECHANISM TO )  
PROVIDE FOR THE TIMELY RECOVERY OF )  
COSTS INCURRED DURING CONSTRUCTION )  
AND OPERATION OF SUCH CLEAN COAL AND )  
ENERGY PROJECTS, FOR AUTHORITY TO )  
UTILIZE ACCELERATED DEPRECIATION IN )  
CONNECTION WITH SUCH PROJECTS, FOR )  
AUTHORITY TO IMPLEMENT A NO<sub>x</sub> EMISSION )  
ALLOWANCE TRACKING MECHANISM FOR NO<sub>x</sub> )  
EMISSION ALLOWANCE PURCHASE COSTS AND )  
FOR THE SHARING OF NO<sub>x</sub> EMISSION )  
ALLOWANCE SALES PROCEEDS, FOR )  
AUTHORIZATION TO DEFER FOR SUBSEQUENT )  
RECOVERY CERTAIN ENVIRONMENTAL )  
LITIGATION COSTS, ALL PURSUANT TO IND. )  
CODE § 8-1-8.8, § 8-1-2-6.7, and § 8-1-2-42(a) )

FILED

AUG 07 2003

INDIANA UTILITY  
REGULATORY COMMISSION

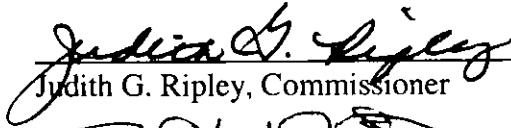
CAUSE NO. 42411

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On July 30, 2003, the Petitioner PSI Energy, Inc., ("PSI" or "Petitioner") pursuant to 170 I.A.C. 1-1.1-4, Ind. Tr.R. 26(c), Ind. Code § 8-1-2-29, filed a *Motion for Protection of Confidential and Proprietary Information* ("Motion") in the above captioned Cause. In its Motion, the Petitioner requests that certain detailed cost estimates for PSI's NO<sub>x</sub> SIP Call compliance plan, as described in the Petitioner's prefiled testimony of Mr. John J. Roebel, be treated as confidential and a trade secret. The Petitioners' Motion is supported by the Affidavit ("Affidavit") of John J. Roebel, Vice President of the Generation Resources Group. The Affidavit has been placed in the Commission's file in this Cause and is hereby incorporated by reference.


The Presiding Officers, having reviewed the information contained in the Petitioner's Motion and Affidavit, find that there is a sufficient basis for a preliminary finding that confidential procedures are appropriate and should be followed concerning the detailed cost estimates for PSI's NO<sub>x</sub> SIP Call compliance plan ("Confidential Material") to be submitted by the Petitioner. Accordingly, the Petitioner shall file a public redacted version of the testimony of Mr. John J. Roebel and shall *hand deliver* to the Presiding Administrative Law Judge the unredacted version of the testimony of Mr. John J. Roebel (which contains the Confidential Material), under seal and marked as confidential, and such information shall be treated as confidential on a preliminary basis, in accordance with IC § 5-14-3-4

**IT IS SO ORDERED:**

  
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Judith G. Ripley, Commissioner

  
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Scott R. Storms, Chief Administrative Law Judge

DATE: August 7, 2003

  
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Nancy E. Manley, Secretary to the Commission